

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
UNDER 37 CFR 1.53(b)

8-11-00

A

JC813 U.S.  
08/10/00

Docket No.: 600-1- 087CIP1CON	Anticipated Classification of this Application: Class              Subclass	Prior Application: 600-1-087CIP1 Examiner: Draper, G.	Art Unit: 1647
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S.Q.  
11/17/00

00/635864  
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Address to: ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

Sir:

This is a Request for Filing a [X] Continuation [ ] Divisional Application under 37 CFR 1.53(b) of pending Application Serial No. 08/438,431, filed on May 10, 1995, of Jeffrey Friedman et al., for OB POLYPEPTIDES, MODIFIED FORMS AND DERIVATIVES (AS AMENDED).

1. [x] Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.

2. [ ] Prepare a copy of the prior application.

3. [x] A Filing Date as of the date of deposit in Express Mail is requested. The particulars of the Express Mail Deposit under 37 C.F.R. 1.10(b) are presented below.

EXPRESS MAIL "MAILING LABEL NO." : EL629423625US  
DATE OF DEPOSIT : August 10, 2000

4. a. [ ] This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown below in parentheses apply. A copy of the verified statement(s) filed in the prior application is enclosed.

b. [ ] The Filing Fee is calculated below:

FOR:	NO. FILED	NO. EXTRA	RATE	BASIC FEE
BASIC FEE				\$690.00
TOTAL CLAIMS	-20=	0	X\$18 (\$9)	\$
INDEP. CLAIMS	- 3 =	0	X\$78 (\$39)	\$
TOTAL FILING FEE				
[ ] MULTIPLE DEPENDENT CLAIM(S) PRESENTED (IF APPLICABLE)		X\$260.		\$
TOTAL OF ABOVE CALCULATIONS				\$
Reduction by 1/2 for filing by Small Entity (Note: 37 CFR 1.3, 1.27, 1.28). If applicable, verified statement must be attached.				
		TOTAL		\$

5. [x] The Commissioner is hereby authorized to charge any fees which may be required in addition to those calculated above, or credit any overpayment to Deposit Account No. 11-1153.
6. [ ] A check in the amount of \$\_\_ is enclosed.
7. [ ] Cancel in this application original Claims \_\_\_ of the prior application before calculating the Filing Fee.
8. [x] Amend the specification by inserting before the first line the sentence:  
This Application is a [x] Continuation [ ] Division, of Application Serial No. 08/438,431 filed on May 10, 1995, the disclosure of which is incorporated herein by reference in its entirety.
9. [ ] Transfer the drawings from the prior application to this application and abandon said prior application as of the Filing Date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
10. [ ] New Formal Drawings are enclosed.
11. [ ] Priority of Application Serial No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_ is claimed under 35 U.S.C. §119.
12. [ ] The certified copy has been filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
13. [x] The prior application is assigned of record to The Rockefeller University recorded on November 13, 1995 at Reel 7718/Frame 0306.
14. [x] The power of attorney in the prior application is to:  
 Stefan J. Klauber (Attorney, Registration No. 22,604); David A. Jackson (Attorney, Registration No. 26,742); Raymond M. Speer (Registration No. 26,810); Barbara L. Renda (Attorney, Registration No. 27,626); Paul F. Fehlner (Attorney, Registration No. 35, 135); and Sharon E. Crane-Feury (Agent, Registration, No. 36,113).
- a. [x] The power appears in the original papers in the prior application.
- b. [ ] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. [x] Address all future communications to:  
 David A. Jackson, Esq.  
 KLAUBER & JACKSON  
 411 Hackensack Avenue  
 Hackensack, NJ 07601.
15. [ ] A Preliminary Amendment is enclosed.
16. [ ] A copy of the Information Disclosure Statement from prior application. Pursuant to 37 C.F.R. 1.97(d), copies of the cited references are not enclosed.

17. [x] I hereby verify that the attached papers are a true copy of prior application Serial No. 08/438,431, as originally filed on May 10, 1995.
18. [x] A request for Transfer of Computer Readable Form.
19. [x] I hereby state that the content of the paper and computer readable copies of the Sequence Listing submitted in accordance with 37 CFR §1.821(c) and (e), respectively, are the same.

The undersigned declares further that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: August 10, 2000



Christine E. Dietzel, Ph.D.  
Agent for Applicant  
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